

Examiner-Initiated Interview Summary	Application No. 09/936,665	Applicant(s) KATZ ET AL.	
	Examiner William Sandals	Art Unit 1636	

All Participants:
Status of Application: _____

 (1) William Sandals.

(3) _____.

 (2) Sarah Adriano, Esq..

(4) _____.

Date of Interview: 29 October 2003
Time: _____

Type of Interview:

- ☒ Telephonic
☐ Video Conference
☐ Personal (Copy given to: ☐ Applicant ☐ Applicant's representative)

 Exhibit Shown or Demonstrated: ☐ Yes ☒ No

If Yes, provide a brief description:

Part I.

Rejection(s) discussed:

Claims discussed:

Prior art documents discussed:

Zuk et al., Soda et al., and US 5,827,740 (Pittenger et al.)
Part II.

SUBSTANCE OF INTERVIEW DESCRIBING THE GENERAL NATURE OF WHAT WAS DISCUSSED:

See Continuation Sheet
Part III.

- ☒ It is not necessary for applicant to provide a separate record of the substance of the interview, since the interview directly resulted in the allowance of the application. The examiner will provide a written summary of the substance of the interview in the Notice of Allowability.
☐ It is not necessary for applicant to provide a separate record of the substance of the interview, since the interview did not result in resolution of all issues. A brief summary by the examiner appears in Part II above.


 (Examiner/SPE Signature)

 (Applicant/Applicant's Representative Signature – if appropriate)

Continuation of Substance of Interview including description of the general nature of what was discussed: It was agreed the the processed lipoaspirate cells of Zuk et al. are the instant-claimed adipose-derived stem cells. It was agreed that the adipose derived stem cells are distinct from the mesenchymal stem cells of Pittenger et al. It was agreed that Soda et al. did not anticipate the instant claimed adipose-derived stem cells. It was agreed that the claims would be amended by examiner's amendment. It was agreed that the claims are now in condition for allowance..



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

APPLICATION NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO.
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09/936 665

9/10/01

EXAMINER

W SANDALS

ART UNIT	PAPER NUMBER
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63C

15

DATE MAILED:

INTERVIEW SUMMARY

All participants (applicant, applicant's representative, PTO personnel):

(1) Bill Sandals

(3) Samh Adriaens

(2) Jim Ketter

(4) Mark Hedrick

Date of Interview _____

Type: ☐ Telephonic ☒ Personal (copy is given to ☐ applicant ☒ applicant's representative):

Exhibit shown or demonstration conducted: ☐ Yes ☐ No If yes, brief description: _____

Agreement ☐ was reached. ☐ was not reached.

Claim(s) discussed: 102 on Soda steel / 103 Soda steel, no Pitting

Identification of prior art discussed: Soda steel, WO 98/04682, 5,827,740

Description of the general nature of what was agreed to if an agreement was reached, or any other comments: At. was agreed

that A submission to distinguish between the purpose derived stem cell and bone marrow derived stem cell will be submitted.

(A fuller description, if necessary, and a copy of the amendments, if available, which the examiner agreed would render the claims allowable must be attached. Also, where no copy of the amendments which would render the claims allowable is available, a summary thereof must be attached.)

1. ☒ It is not necessary for applicant to provide a separate record of the substance of the interview.

Unless the paragraph above has been checked to indicate to the contrary. A FORMAL WRITTEN RESPONSE TO THE LAST OFFICE ACTION IS NOT WAIVED AND MUST INCLUDE THE SUBSTANCE OF THE INTERVIEW. (See MPEP Section 713.04). If a response to the last Office action has already been filed, APPLICANT IS GIVEN ONE MONTH FROM THIS INTERVIEW DATE TO FILE A STATEMENT OF THE SUBSTANCE OF THE INTERVIEW.

2. ☐ Since the Examiner's interview summary above (including any attachments) reflects a complete response to each of the objections, rejections and requirements that may be present in the last Office action, and since the claims are now allowable, this completed form is considered to fulfill the response requirements of the last Office action. Applicant is not relieved from providing a separate record of the interview unless box 1 above is also checked.

Examiner Note: You must sign this form unless it is an attachment to another form.

FORM PTOL-413 (REV.1-96)

W. Sandals